IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

WRIT PETITION NO : 27738 of 1995

Between:

A.P. Coop. Banks Employees Association, Rep. General Secretary-

Sri Appalakonda, S/o. Appa rao. R/o. Visakhapatnam.

..... PETITIONER

AND

1 The Commissioner for Cooperation and Registrar of Coop.Societies A.P., Hyderabad.
2 District Coop. Central Bank, Rep. General Manager. Srikakulam.
3 District Coop. Central Bank, Rep. General Manager, Vizianagaram.
4 District Coop. Central Bank, Rep. General Manager, Kakinada.
5 District Coop. Central Bank, Rep. General Manager, Eluru.
6 District Coop. Central Bank, Rep. General Manager. Machilipatnam.
7 District Coop. Central Bank, Rep. General Manager. Guntur.
8 District Coop. Central Bank, Rep. General Manager. Ongole.
9 District Coop. Central Bank, Rep. General Manager. Nellore.
10 District Coop. Central Bank, Rep. General Manager. Kurnool.
11 District Coop. Central Bank, Rep. General Manager. Cuddapah.
12 District Coop. Central Bank, Rep. General Manager. Chittoor.

13 District Coop. Central Bank, Rep. General Manager. Anantapur.
14 District Coop. Central Bank, Rep. General Manager. Khammam.
15 District Coop. Central Bank, Rep. General Manager. Nalgonda.
16 District Coop. Central Bank, Rep. General Manager. Mahaboobnagar.
17 District Coop. Central Bank, Rep. General Manager. Adilabad.
18 District Coop. Central Bank, Rep. General Manager. Sangareddy.
19 District Coop. Central Bank, Rep. General Manager. Hyderabad.
20 District Coop. Central Bank, Rep. General Manager. Karimnagar.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction declaring the para relating to withdrawal of stagnation increments in selection grade/special grade promotion scales given to the members of the petitioners employees Association (District Coop Central Banks Employees) in Rc.No. 57474/94/K S, dated 19/11/1994, as arbitrary, illegal without jurisdiction, violative of principles of natural justice apart from being violative of the provisions of Industrial Disputes Act and issue a consequential direction not to give effect to the same.

Counsel for the Petitioner:MR.V.RAVINDER RAO

Counsel for the Respondent No.1: GP FOR COOPERATION

Counsel for the Respondent No.2: Mr. Koka Raghava Rao.

Counsel for the Respondent No.4: Mr. K.Rajanna.

Counsel for the Respondent No.5: Mr. I. Sri Rama Murthy.

Counsel for the Respondent No.6: Mr. S.Srinivas Reddy.

Counsel for the Respondent No.8: Smt. V.Lakshmi Kumari.

Counsel for the Respondent No.10: Smt. K.Sesharajyam.

Counsel for the Respondent No.19: Mr. R.Radha Krishna Reddy.

For Respondents No.3, 7, 9, 11 to 18 & 20 – None appeared.

The Court made the following :

THE HON'BLE SRI JUSTICE J.CHELAMESWAR

W.P.No.27738 of 1995

The Court made the following **ORDER :**

The writ petition is filed with the prayer as follows :

> "For the reasons stated in the accompanying affidavit, the petitioners herein pray that this Hon'ble Court may be pleased to issue an appropriate writ, order or direction declaring the para relating to withdrawal of stagnation increments in selection grade/special grade promotion scales given to the members of the petitioner employees Associations (District Cooperative Central Banks Employees) in Rc.No.57474/94/KS, dated 19.11.1994, as arbitrary, illegal, without jurisdiction, violative of principles of natural justice apart from being violative of the provisions of the Industrial Disputes Act and issue a consequential direction not to give effect to the same and pass such other order or orders as are deemed fit and proper in the circumstances of the case."

When the matter is taken up, it is represented by the learned counsel for the petitioner that the writ petition has become infructuous. In fact, on behalf of the 1st respondent, a counter affidavit is filed and at para (12) of the counter affidavit, it is stated:

> "…..In the circumstances, the grievances of the petitioner association is met with and this writ petition has become infructuous."

Thus there is an absolute harmony of opinion between both the contesting parties regarding the status of the writ petition. Recording the same, the writ petition is dismissed as infructuous.

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knk 09.09.2004

To

1 The Commissioner for Cooperation and Registrar of Coop.Societies, A.P., Hyderabad.
2 The General Manager, District Coop. Central Bank, Srikakulam.
3 The General Manager, District Coop. Central Bank, Vizianagaram.
4 The General Manager, District Coop. Central Bank, Kakinada.
5 The General Manager, District Coop. Central Bank, Eluru.
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17 The General Manager, District Coop. Central Bank, Adilabad.
18 The General Manager, District Coop. Central Bank, Sangareddy.
19 The General Manager, District Coop. Central Bank, Hyderabad.
20 The General Manager, District Coop. Central Bank, Karimnagar.

21 Two CCs to the G.P. for Cooperatives, High Court Buildings, Hyderabad

(OUT).

22. **Two CD copies.**